

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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Richard Hines and Warren Yocham,

Plaintiff,

08 Civ. 4362 (PKC)

-against-

Mike Hines, Dr. Mihell Kaplan, The
State of New York and Manhattan
Psychiatric Center,

Defendant.

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ORDER

P. KEVIN CASTEL, District Judge:

Plaintiff, who is proceeding without a lawyer, is invited to contact the Pro Se Clerk's Office located in Room 230, U.S. Courthouse, 500 Pearl Street, New York, NY 10007. The Pro Se Clerk's Office has useful information for self-represented parties.

Plaintiff's attention is directed to Rule 4(m), Fed. R. Civ. P., which provides that

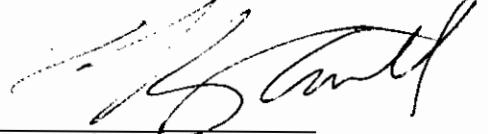
If a defendant is not served within 120 days after the complaint is filed, the court – on motion or on its own after notice to the plaintiff – must dismiss the action without prejudice against that defendant or order that service be made within a specified time. But if the plaintiff shows good cause for the failure, the court must extend the time for service for an appropriate period.

**THIS ORDER IS NOTICE TO PLAINTIFF THAT IF SERVICE IS
NOT MADE WITHIN THE 120 DAY PERIOD AND THAT PERIOD HAS NOT
BEEN EXTENDED UPON A WRITTEN REQUEST BY PLAINTIFF AND GOOD
CAUSE SHOWN, THEN THE LAWSUIT WILL BE DISMISSED AS TO THE
PARTY OR PARTIES NOT SERVED. DISMISSAL MEANS THAT THE LAWSUIT
WILL BE OVER AND THE PLAINTIFF WILL RECOVER NOTHING.**

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A plaintiff, who is relying upon service of process by the United States Marshal, has a duty to provide information sufficient to identify and locate each defendant. Further, a plaintiff who has not received confirmation from the United States Marshal that service has been made, has a duty to inquire further, for example, by checking the docket sheet and taking steps to ensure that timely service is made.

SO ORDERED.


P. Kevin Castel
United States District Judge

Dated: New York, New York
May 15, 2007